

### **Detailed Action**

1. The Amendments, Remarks & Declaration of *Hideki Isono* under 37 CFR 1.132 received 06/28/2010 are acknowledged
2. The Amendments and Remarks received 09/15/2010 are acknowledged.
3. The claims are 11 to 17.

### ***Reasons for Allowance***

4. The following is an examiner's statement of reasons for allowance:

The primary reasons for allowance are:

- (1) the submission and approval of a Terminal Disclaimer overcoming the obviousness double patenting of claims in SN 11/078324 (now US patent 7703303),
- (2) the Declaration of *Hideki Isono* filed 06/28/2010 under Rule 132 providing evidence of derivation from inventor *Hideki Isono* in common with US patent Publication 2005/0284179 and its inclusion with Provisional application 60/556021
- (3) cancellation of all claims drawn to a nonelected invention.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### CONCLUSION

The claims are 11 to 17.

- All claims have been allowed.

### INQUIRES

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Louis Falasco, whose telephone number is (571)272-1507. The examiner can normally be reached on M-F 10:30 - 7:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mark Ruthkosky can be reached at (571) 272-1291. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/L.F./  
Examiner, Art Unit 1785

/Kevin M Bernatz/  
Primary Examiner, Art Unit 1785

October 8, 2010